

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 8, 2003

DIVISION TWO

B148774 Reiner, et al.
 v.
 Rowen, et al.

Filed order denying petition for rehearing.

B156906 People
 v.
 Vanderlinde

Filed order denying petition for rehearing.

DIVISION THREE

B148501	LSO,LTD	(Not for Publication)
B149390	v.	
B151802	Jay Stroh, as director, etc.	

LSO's petition for a writ of mandate is denied. The 143 Rules as drafted apply to patron conduct and are constitutional as applied in this case. The trial court is order to vacate the judgment and the orders awarding costs and attorney fees. The trial court is also ordered to vacate the injunction prohibiting the ABC from imposing administrative sanctions against its licensees pursuant to the 143 Rules based upon patron conduct in ABC-licensed facilities. Respondent is awarded only those costs in connection with these writ proceedings (Cal.Rules of Court, rule 56.4(a)), to which respondent would have entitled had this been an appeal from a superior court judgment.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B158044 Michael S. Rosenblum (Not for Publication)
v.
Andrew Shayne

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

B160291 Joseph Lewis & Donald Mitchell Moore (Certified for Publication)
B161712 v.
John A. Clark, as Clerk, etc., et al.

The petitions for writ of mandate are granted. The superior court clerk is directed to accept for filing, without requiring payment of a filing fee, any petition for relief under Penal Code section 1203.4. The superior court is directed to order a petitioner to pay all or any portion of the rate determined by the county board of supervisors only after the court determines, using the standards of Penal Code section 987.8, subdivision(g)(2), that the petitioner has the ability to pay that amount without undue hardship.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B156337 Levitan, et al. (Not for Publication)
v.
Fanfare Media Works, Inc., et al.

The order denying appellants' petition to compel arbitration is affirmed solely with respect to Liebowitz, and is otherwise reversed, and the matter is remanded to the trial court for further proceedings in accordance with this opinion. Appellants to receive costs.

Curry, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FIVE

B161966 Los Angeles County, D.C.S. (Not for Publication)
v.
Susan J.
In re Paul F.

The judgment is affirmed.

Grignon, Acting P.J.

We concur: Armstrong, J.
Mosk, J.

B165180 Michelle R. (Not for Publication)
v.
Superior Court, Los Angeles County
(D.C.F.S., r.p.i.)

The petition is denied.

Grignon, J.

We concur: Turner, P.J.
Mosk, J.

B163100 Los Angeles County, D.C.S. (Not for Publication)
v.
Lana C.
In re Danny E.

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
Mosk, J.

May 8, 2003 (Continued)

DIVISION SIX

119404-03

THE HONORABLE ARTHUR GILBERT, Presiding Justice of the Court of Appeal Court, Division Six, is hereby assigned to sit as a Judge of the Superior Court of California , County of Los Angeles from

May 1 thru May 31, 2003,

and until completion and disposition of all causes and matters submitted pursuant to this assignment.

Dated: May 1, 2003

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council

DIVISION SEVEN

Court convened at 9:00 A.M.

Present: Perluss, P.J., Johnson, J., Woods, J., Munoz, J. (Assigned) and Eva McClintock, Deputy Clerk.

Each of the following:

B149425 People v. Robinson
B154267 People v. Arana et al.,
B156731 People v. Jones
B157118 People v. McClure
B157743 People v. Yuriar
B157862 People v. Ivory
B158844 People v. Villareal
B158877 People v. Luu
B159464 People v. Serrano
B159598 People v. McCabe
B159876 People v. Martin
B161692 People v. Gaul

DIVISION SEVEN (Continued)

Each of the following (continued):

B161153 DCFS v. Teresa R., et al.
B161709 DCFS v. Maria P.,
B162048 DCFS v. Antaneia T.

Argument waived, cause submitted.

B154010 Ranger Ins. Co.
 v.
 People

Merits:
Argued by E. Alan Nunez for appellant and by Juliet Schmidt, Deputy
District Attorney for respondent. Cause submitted.

B152863 People
 v.
 Foster

Merits:
Argued by William Heyman for appellant and by Steven Matthews, Deputy
Attorney General for respondent. Cause submitted.

B156405 People
 v.
 Silva

Merits:
Argued by R. Zaiden Carrado for appellant and by Jennifer Jadovitz,
Deputy Attorney General for respondent. Cause submitted.

B157169 People
 v.
 Figueroa

Merits:
Argued by Katharine Greenebaum for appellant and by Ana Duarte, Deputy
Attorney General for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B157010 Mohag Construction, et al.
 v.
 Developers Insurance Co., et al.

Merits:
Argued by David Diamond for appellants and by Carlos Sosa for respondents. Cause submitted.

B143757 People
 v.
 Alvaro Quesada

Merits:
Argued by Peter Leeming for appellant and by Stephanie Miyoshi, Deputy Attorney General for respondent. Cause submitted.

B156734 People
 v.
 Beavers

Merits:
Argued by Russell Babcock for appellant and by John Yang, Deputy Attorney General for respondent. Cause submitted.

B152499 People
 v.
 Cook

Merits:
Argued by Katharine Greenebaum for appellant and by Robert Henry, Deputy Attorney General for respondent. Cause submitted.

B161428 People
 v.
 Taylor

Merits:
Argued by Matthew Alger for appellant and by Jeffrey Kahan, Deputy Attorney General for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B156450 Callahan
 v.
 Mutual Life Ins.

Merits:
Argued by Robert Scott for appellant and by Gail Cohen for respondent.
Cause submitted.

B164375 Parris, et al.
 v.
 Superior Court, Los Angeles County
 (Lowe's HIW Inc. et al., r.p.i.)

Merits:
Argued by Stanley Saltzman for petitioners and by Gregg Sindici for real
parties in interest. Cause submitted.

Court recessed at 12:04 P.M.

Court reconvened at 2:00 P.M.

Present: Perluss, P.J., Johnson, J., Woods, J., Munoz, J. (Assigned) and Eva McClintock,
Deputy Clerk.

B154734 People
 v.
 Bradley

Merits:
Argued by Joanna McKim for appellant and by Allison Chung, Deputy
Attorney General for respondent. Cause submitted.

B156339 Kellison
 v.
 Zamost, et al.

Merits:
Argued by Freemand Butland for appellant and by David Pruett for
respondents. Cause submitted.

May 8, 2003 (Continued)

DIVISION SEVEN (Continued)

B159031 Systems Brokerage
v.
Carroll, et al.

Merits:
Argued by Matthew Seifen for appellant and by Wendy Slavkin for respondents. Cause submitted.

B154697 Lawyers' Mutual Ins.
v.
McConnell

Merits:
Argued by John Mounier for appellant and by Alan Croll for respondent.
Cause submitted.

B149840 Ghanem
v.
Presbyterian Hospital

Merits:
Argued by Douglas Schwab for appellant and by Mark Kadzielski for respondent. Cause submitted.

Court adjourned at 3:37 P.M.

DIVISION EIGHT

B161829 People (Not for Publication)
v.
Chaidez

The judgments are affirmed.

Rubin, J.

We concur: Cooper, P.J.
 Boland, J.

DIVISION EIGHT (Continued)

B154744 People (Not for Publication)
v.
Salas

The judgment is reversed and the matter is remanded to the trial court to permit the People to decide whether to retry appellant. If the People do not elect to retry appellant within 60 days of this decision becoming final, the Department of Corrections is directed to release appellant.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

B161331 Los Angeles County, D.C.S. (Not for Publication)
v.
Scheritta E., et al.,
In re Deoujahne P., a Person Coming Under the juvenile Court

The order terminating parental rights is reversed and the matter is remanded for further proceedings in accordance with this opinion.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.